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Docket No.: A080 US

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- 1. General Transmittal Form (1 pg.)
- 2. Copy of International Search Report (11 pgs.)
- 3. Copy of U.S. Application Number 10/077,438 A080 USCIP (66 pgs.)
- 4. Copy of U.S. Application Number 10/115,192 A083US (82 pgs.)
- 5. Copy of U.S. Application Number 09/911,777 A070US (88 pgs.)
- 6. PTO Form 1449 (2 pgs.)
- 7. Information Disclosure Statement Transmittal Form (3 pgs.)
- 8. Information Disclosure Statement Supplemental Communication (2 pgs.)
- 9. Copies of Cited References (BA-BD & CA CJ)

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			Applicati n Numb r	10/077137	
TRANSMITTAL FORM (to be used for all correspondence after initial filing)			Filing Date	2/15/2002	
			First Named Inventor	Browning, Jeffrey	
			Group Art Unit	1633 1644	
			Examiner Name	TBD	
Total Number of Pages in This Submission 244			Attorney Docket Numb	per A080 US	
		ENCLOS	SURES (check all that a	pply)	
Fee Trans	mittal Form		nent Papers	After Allowance Communication to Group	
Fee	Attached	Drawing	•	Appeal Communication to Board of Appeals and Interferences	
Amendment / Response Licens		Licensin	g-related Papers	Appeal Communication to Group	
After Final		Petition Routing Slip (PTO/SB/69) and Accompanying Petition		Proprietary Information	
Affidavits/declaration(s)		Petition to Convert to a Provisional Application		Status Letter	
Extension of Time Request		Power of Attorney, Revocation Change of Correspondence		Additional Enclosure(s) (please identify below)	
Express Abandonment Request		Address Terminal Disclaimer		PTO Form 1449 & cited refs.;	
		Small Entity Statement		IDS - Suppl. Communication; Copy of Int'l Search Report; Copies of US Applications	
Information Disclosure Statemen		Request for Refund		10/077438, 10/115192 & 09/911777	
Certified Copy of Priority Document(s)		Remarks			
Response to Missing Parts/ Incomplete Application		The Commissioner is hereby authorized to charge any additional fees to Deposit Account No. 02-2327.			
Response to Missing		RECEIVE			
Parts under 37 CFR 1.52 or 1.53				NOV 2 0 2002	
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

P#5

In the Application of:

Examiner:

TBD

Browning, et al.

Group Art Unit:

1633 - 1644

Serial No.:

10/077,137

Filing Date:

February 15, 2002

For:

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INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

This Information Disclosure Statement is submitted:

[] under 37 CFR 1.129(a), or

(First/Second submission after Final Rejection)

[X] under 37 CFR 1.97(b), or

(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).

[] under 37 CFR 1.97(c) together with either:

[] a Statement under 37 CFR 1.97(e), as checked below, or

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[] a \$180.00 fee under 37 CFR 1.17(p), or

(After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

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[] under 37 CFR 1.97(d) together with:

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[] a Statement under 37 CFR 1.97(e), as checked below, and

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(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)

[] under 37 CFR 1.97(i):

Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper. (Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e) Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or [] No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. Statement Under 37 CFR 1.704(d) (Patent Term Adjustment) Applies to original applications (other than design) filed on or after May 29, 2000 Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement. [X] Enclosed herewith is form PTO-1449: [X] Copies of the cited references are enclosed. $[\]$ Copies of cited references are not enclosed; said references were cited in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed. [The earlier application contains copies of the cited references.] application, U.S. Application No. [The listed references were cited in the enclosed International Search Report in a [] counterpart foreign application. [] The "concise explanation" requirement (non-English references) for reference(s) [1 under 37 CFR 1.98(a)(3) is satisfied by: the explanation provided on the attached sheet. [] the explanation provided in the Specification. submission of the enclosed International Search Report. [] the enclosed English language abstract.

[X]	Applicant requests that the following non-published pending applications be considered:					
Examiner Initials	r's					
	_	U.S. Patent Application No. 10/077,438, by Browning et al., filed February 15, 2002, Docket No.: A080 USCIP				
	_	U.S. Patent Application No. No.: A083 US	10/115,192, by Schneider et al., filed April 2, 2002, Docket			
	_	U.S. Patent Application No. No.: A070 US	09/911,777, by Browning et al., filed July 24, 2001, Docket			
		Examiner	Date			
	[X]	A copy of each above-cited a	pplication, including the current claims, is enclosed.			
	[]	A copy of each above-cited a those entered in prior applica 35 U.S.C. 120 is claimed.	pplication, including the current claims, is enclosed, except tion, U.S. Application No. [], to which priority under			
The E	xamine nces we	r is requested to return a copy or considered with the next off	of the above list of pending applications indicating which ice communication.			
It is re	quested	I that the information disclosed	herein be made of record in this application.			
Metho	od of pa	yment:				
[]	A checaccom	heck for the fee noted above is enclosed, or the fee has been included in the check with the ompanying Reply. A copy of this Statement is enclosed.				
[]	Please enclos	ease charge Deposit Account 02-2327 in the amount of \$[]. A copy of this Statement is closed.				
[X]	Please	Please charge any deficiency in fees and credit any overpayment to Deposit Account 02-2327.				
			Respectfully submitted,			
Date:	<u> </u>	52	Timothy P. Linkkila Reg. No. 40,702 BIOGEN, INC. 14 Cambridge Center Cambridge, MA 02142 (617) 679-3795 (Direct) (617) 679-2838 (Facsimile)			